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COUNTY OF LOS ANGELES PROBATION DEPARTMENT

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September 15, 2015

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

47 September 15, 2015

Patrick Ozawa
PATRICK OZAWA
ACTING EXECUTIVE OFFICER

APPROVAL OF A SOLE SOURCE CONTRACT WITH THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, LOS ANGELES TO ASSESS AND ANALYZE THE EFFECTIVENESS OF COMPETENCY RESTORATION SERVICES FOR THE LOS ANGELES COUNTY PROBATION DEPARTMENT

(ALL SUPERVISORIAL DISTRICTS) (3 VOTES)

SUBJECT

Approval of a sole source contract with The Regents of the University of California, Los Angeles (UCLA) to assess and analyze the effectiveness of Competency Restoration Services for the County of Los Angeles Probation Department (Probation).

IT IS RECOMMENDED THAT THE BOARD:

1. Approve and instruct the Mayor to sign the attached sole source Contract (Attachment I) with UCLA, for an estimated amount of \$100,000 effective upon Board approval for a consecutive two (2) year term.
2. Delegate authority to the Chief Probation Officer to prepare and execute amendments to the Contract for any decrease or increase not to exceed ten percent (10%) of the Contract rates and/or one hundred eighty (180) days to the period of performance pursuant to the terms of the Contract, upon approval as to form by County Counsel.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to obtain approval of a sole source Contract with UCLA to assess and analyze the effectiveness of Competency Restoration Services.

Federal case law and California Statutes require that a defendant be competent throughout criminal proceedings. The County of Los Angeles Superior Court's Juvenile Competency To Stand Trial Protocol (Protocol) [Issued 1/2012, Revised 6/2015] requires that Probation provide Competency Restoration Services to youth deemed Incompetent to Stand Trial (IST). Specifically, those youth who have an open or sustained Welfare and Institutions Code Section 707(b) (Serious Juvenile Offenses) or Penal Code Section 290.008(C) (Sexual Registrant Requirements) petition, are detained in juvenile hall, or have three or more open or sustained petitions within a three year period. As a result, Probation launched the Juvenile Competency Program (Program) in January 2015. The primary goal of the Program is to assist youth in obtaining adjudicative competency, which allows for meaningful participation during court proceedings. This goal can be reached by the coordination of treatment and services tailored to the youth's needs and abilities. The Program teaches youth about the delinquency process and coordinates services and supports targeted at addressing the predicate cause of the youth's incompetence.

Contracting with UCLA will allow Probation to determine the effectiveness of the Competency Restoration Services and ensure that services are provided in accordance with the Protocol. UCLA was influential in standardizing the process for assessing competency to stand trial status in juveniles and helping the court develop data infrastructure to identify the clinical and rehabilitative needs of those youth referred for assessment. UCLA's work with the Los Angeles County Juvenile Competency To Stand Trial (JCST) Panel and the Judicial Protocol provides the conceptual framework for Probation's Competency Restoration Program. Through the proposed contract, UCLA will provide support to Probation during service delivery, consult on complex cases, ensure the quality of JCST Panel evaluations, and recommend strategies which will facilitate the sustainability of the Program. It would be difficult to identify another local consultant that has the expertise and experience that UCLA would bring to this project.

Implementation of Strategic Plan Goals

The recommended actions are consistent with the County of Los Angeles Strategic Plan, Goal 3 Integrated Services Delivery.

FISCAL IMPACT/FINANCING

The estimated cost for the term of the Contract is \$100,000. The Contract is fully funded by net County cost (NCC).

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The term of this Contract shall be effective upon Board approval for a two (2) year term. There is no departmental employee relations impact since this is not a Proposition A contract. Probation has evaluated and determined that the Living Wage Program (County Code Chapter 2.201) does not apply to the recommended Contract.

The Contract includes changes to certain County standard terms and provisions to accommodate UCLA's status as a public entity. Specifically, the County's standard insurance and Public Records Act provisions were modified. The Contract also includes provisions for mutual proportional indemnification as well as mutual cancellation or termination by either party.